

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 1 of 11

CASE INFORMATIONCross Court Docket Nos:Judge Assigned: Mott, John C.Date Filed: 12/11/1996Initiation Date: 12/11/1996OTN:Lower Court Docket No:Initial Issuing Authority: Fred M. WheatonFinal Issuing Authority: Fred M. WheatonArresting Agency: PSP - TowandaArresting Officer: Sredenschek, Jeffrey P.Complaint/Incident #:Case Local Number Type(s)Case Local Number(s)

Legacy Docket Number

96CR000716

STATUS INFORMATION

<u>Case Status:</u>	<u>Closed</u> <th><u>Status Date</u></th> <td><u>Processing Status</u></td> <th><u>Arrest Date:</u></th> <td>10/15/1996</td>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>	10/15/1996
		12/11/1996	Migrated Case		

Complaint Date: 10/15/1996**CONFINEMENT INFORMATION**

<u>Confinement Known As Of</u>	<u>Confinement Type</u>	<u>Destination Location</u>	<u>Confinement Reason</u>	<u>Still in Custody</u>
06/28/2012	DOC Confined	SCI Dallas		Yes

DEFENDANT INFORMATION

<u>Date Of Birth:</u>	01/23/1961	<u>City/State/Zip:</u> Dallas, PA 18612
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Alias Name

Baker, Ron
 Baker, Ronald
 Baker, Ronald J.
 Baker, Ronald J.

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Probation Officer	Bradford County Probation Department
Defendant	Baker, Ronald James

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
1	1	F2	75 § 3735 §§A	Homi By Veh While Dr Under The Infl	10/15/1996	
2	2	F2	75 § 3735 §§A	Homi By Veh While Dr Under The Infl	10/15/1996	
3	3	M3	75 § 3742 §§A	Accidents Involv.Death/Personal Injury	10/15/1996	
4	4	M3	75 § 3742 §§A	Accidents Involv.Death/Personal Injury	10/15/1996	
5	5	M3	75 § 3742 §§A	Accidents Involv.Death/Personal Injury	10/15/1996	
6	6	M2	75 § 3731 §§A1*	Driving Under The Influence Of Alcohol	10/15/1996	

CPCMS 9082

Printed: 04/26/2013

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#1

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 2 of 11

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
7	7	M2	75 § 3731 §§A4*	Dr W/BI Alc Lev .10% Or Greater	10/15/1996	
8	8	S	75 § 3736 §§A	Reckless Driving	10/15/1996	
9	9	S	75 § 1543 §§A	Driv While Oper Priv Susp Or Revoked	10/15/1996	
10	10	S	75 § 1501 §§A	Driving W/O A License	10/15/1996	
11	11	S	75 § 3714	Careless Driving	10/15/1996	
12	12	S	75 § 3305	Pass Left Unsafe	10/15/1996	
13	13	S	75 § 3302	Fail To Yield Right	10/15/1996	
14	14	S	75 § 3309 §§1	Disregard Traffic Lane (Single)	10/15/1996	
15	15	F1	18 § 2702 §§A1	Aggravated Assault	10/15/1996	
16	16	F1	18 § 2702 §§A1	Aggravated Assault	10/15/1996	
17	17	F1	18 § 2702 §§A1	Aggravated Assault	10/15/1996	
18	18	M2	18 § 2705	Recklessly Endangering Another Person	10/15/1996	
19	19	M2	18 § 2705	Recklessly Endangering Another Person	10/15/1996	
20	20	M2	18 § 2705	Recklessly Endangering Another Person	10/15/1996	
21	21		18 § 2701 §§A	Simple Assault	10/15/1996	

COMMONWEALTH INFORMATION

Name: Bradford County District Attorney's Office, Esq.
District Attorney

Supreme Court No:

Phone Number(s):

570-265-1712 (Phone)

Address:

Bradford County Courthouse
301 Main Street
Towanda, PA 18848

ATTORNEY INFORMATION

Name:

Supreme Court No:

Rep. Status:

Phone Number(s):

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	12/11/1996		Unknown Filer
	Original Papers Received from Lower Court		
2	12/11/1996		Migrated, Filer
	NOTICE NOTICE OF ARRAIGNMENT FOR (MGD)		
	ORDER DATE: 01/09/1997		

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 3 of 11

v.
Ronald James Baker**ENTRIES**

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	01/03/1997		Migrated, Filer
INFORMATNS COMMONWEALTH'S INFORMATIONS FILED. (MGD)			
1	01/09/1997		Migrated, Filer
ARRAIGN DEFENDANT APPEARED FOR ARRAIGNMENT WITH COUNSEL AND ENTERED A PLEA OF NOT GUILTY (CW)			
2	01/09/1997		Migrated, Filer
APPEARNCE PRAECIPE FOR ENTRY OF APPEARANCE ON BEHALF OF DEFENDANT FILED. (CW)			
ATTORNEY NAME: ARTHUR D AGNELLINO			
1	01/15/1997		Migrated, Filer
REQUEST REQUEST FOR BILL OF PARTICULARS FILED BY THE DEFENDANT.			
1	01/21/1997		Migrated, Filer
MOTION MOTION FOR PRETRIAL DISCOVERY AND INSPECTION FILED BY ATTORNEY FOR DEFENDANT. 3C:AA (MGD)			
1	01/27/1997		Migrated, Filer
ANSWER ANSWER TO REQUEST FOR PRE-TRIAL DISCOVERY AND INSPECTION, FILED BY COMMONWEALTH. (MGD)			
2	01/27/1997		Migrated, Filer
BILL BILL OF PARTICULARS FILED BY THE COMMONWEALTH (MGD)			
1	02/03/1997		Migrated, Filer
NOTICE NOTICE OF HEARING SCHEDULED FOR 02/06/97 AT 9:40 AM - PLEA			

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 4 of 11

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/06/1997		Migrated, Filer

ORDER

ORDER OF FEBRUARY 6, 1997 HAVING COME FOR A PLEA HEARING AND THE DEFENDANT HAVING NOT ENTERED A PLEA, THE MATTER IS TO BE SCHEDULED FOR CRIMINAL TRIAL LIST. (JCM)(KC)2/10/97
C:DA,DEF,ATTY

1	02/07/1997	Migrated, Filer
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NOTICE

NOTICE OF HEARING SCHEDULED FOR 04/01/97 AT 8:33 AM - CRIMINAL PRE-TRIAL CONF

2	02/07/1997	Migrated, Filer
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MOTION

OMNIBUS PRE-TRIAL MOTION FILED BY ATTORNEY FOR DEFENDANT. C:AA (MGD)

1	02/13/1997	Migrated, Filer
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MOTION

MOTION FOR HEARING TOGETHER WITH ORDER OF COURT FILED DATED FEBRUARY 13, 1997 SETTING HEARING FOR APRIL 11, 1997 AT 1:00 P.M. C:AA (JCM)(MGD)(2/13/97)

1	02/14/1997	Migrated, Filer
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MOTION

MOTION FOR TRANSCRIPT OF PRELIMINARY HEARING FILED BY ATTORNEY FOR DEFENDANT.

1	02/18/1997	Migrated, Filer
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ORDER

ORDER OF COURT FILED DATED FEBRUARY 18, 1997 DIRECTING TRANSCRIPT BE MADE OF PRELIMINARY HEARING HELD DECEMBER 10, 1996. 2C:AA (JCM)(MGD)(2/18/97)

2	02/18/1997	Migrated, Filer
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SERVICE

CERTIFICATE OF SERVICE OF OMNIBUS MOTION AND ORDER UPON DISTRICT ATTORNEY FILED BY ATTORNEY FOR DEFENDANT. (MGD)

1	03/07/1997	Migrated, Filer
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PRAECIPE

PRAECIPE TO FILE VERIFICATION FILED BY ATTORNEY FOR DEFENDANT. (MGD)

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
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1	03/13/1997		Migrated, Filer
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MOTION

MOTION FOR TRANSCRIPT TOGETHER WITH ORDER OF COURT FILED DATED MARCH 13, 1997 DIRECTING TRANSCRIPT BE MADE OF PRELIMINARY HEARING BY TRACY SHAYLOR. 4C:DA (JCM)(MGD) (3/13/97)

1	03/25/1997	Migrated, Filer
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PETITION

PETITION TO WITHDRAW AS COUNSEL TOGETHER WITH RULE FILED DATED MARCH 25, 1997 RETURNABLE APRIL 9, 1997 AT 1:00 P.M. 2C:AA (JCM)(MGD)(3/26/97)

1	04/01/1997	Migrated, Filer
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ORDER

ORDER OF APRIL 1, 1997 AFTER CRIMINAL PRE-TRIAL CONFERENCE THERE BEING OUTSTANDING OMNIBUS PRE-TRIAL MOTION SCHEDULED FOR HEARING ON APRIL 11, 1997 THE TRIAL SCHEDULED FOR APRIL 7, 1997 IS CONTINUED. TO BE PLACED ON NEXT TRIAL LIST. 4/3/97C:DA,DEF,AA

1	04/02/1997	Migrated, Filer
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SERVICE

CERTIFICATE OF SERVICE OF PETITION TO WITHDRAW UPON DISTRICT ATTORNEY AND DEFENDANT FILED BY ATTORNEY FOR DEFENDANT. (MGD)

1	04/04/1997	Migrated, Filer
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NOTICE

NOTICE OF HEARING SCHEDULED FOR 04/11/97 AT 1:00 PM - OMNIBUS PRE-TRIAL

2	04/04/1997	Migrated, Filer
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MOTION

COMMONWEALTH'S MOTION FOR DISCOVERY FROM DEFENDANT TOGETHER WITH ORDER OF COURT FILED DATED APRIL 4, 1997 SETTING HEARING FOR APRIL 11, 1997 AT 1:00 P.M. 3C:DA (JCM)(MGD) (4/4/97)

1	04/11/1997	Migrated, Filer
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NOTICE

NOTICE OF CONTINUANCE FROM COURT ADMINISTRATOR; CONTINUES OMNIBUS PRE-TRIAL TO MAY 21, 1997 AT 1:00 P.M. (MGD)

1	04/14/1997	Migrated, Filer
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ORDER

ORDER OF APRIL 9, 1997 SET FOR RULE ON PETITION TO WITHDRAW AS COUNSEL, AND THE COMMONWEALTH HAVING INFORMED THE COURT THAT IT OPPOSES THE PETITION, THE PARTIES AS DIRECTED TO SCHEDULE THE MATTER FOR HEARING OR ARGUMENT. (JCM)(KC)4/16/97C:DA,DEF,AA

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET****Docket Number: CP-08-CR-0000716-1996****CRIMINAL DOCKET****Court Case**

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 6 of 11

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
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1	04/17/1997		Migrated, Filer
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ORDER

ORDER OF APRIL 16, 1997 THE OMNIBUS PRE-TRIAL SCHEDULED FOR MAY 21, 1997 THE COURT CONTINUES SAID HEARING UNTIL FRIDAY MAY 30, 1997 AT 8:30 AM. (JCM)(KCC:DA,DEF,AA)

1	05/01/1997		Migrated, Filer
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ORDER

ORDER OF APRIL 30, 1997 THIS COURT'S ORDER OF APRIL 9, 1997 IN THE ABOVE IS VACATED. PETITION OF DEFENDANTS COUNSEL TO WITHDRAW IS GRANTED AND ARTHUR AGNELLINO, ESQ IS WITHDRAWN. DA,DEF,AA

1	05/13/1997		Migrated, Filer
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ORDER

ORDER OF COURT FILED, APPOINTING COUNSEL ORDER OF MAY 12, 1997 THE PUBLIC DEFENDER HAVING A CONFLICT, THE COURT APPOINTS SUSAN HARTLEY, ESQ. FOR THE DEFENDANT. 5/13/97C:DA,DEF,SH

ATTORNEY NAME: SUSAN HARTLEY

1	05/15/1997		Migrated, Filer
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STENO.

STENOGRAPHER'S NOTES OF TESTIMONY FOR PRELIMINARY HEARING HELD DECEMBER 10, 1996 FILED. (MGD)

1	05/29/1997		Migrated, Filer
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MOTION

MOTION FOR CONTINUANCE TOGETHER WITH ORDER OF COURT FILED DATED MAY 28, 1997 CONTINUING OMNIBUS PRE-TRIAL HEARING TO JULY 2, 1997 AT 9:45 A.M. 2C:SH (JCM)(MGD)(5/29/97)

1	06/03/1997		Migrated, Filer
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ORDER

ORDER OF JUNE 3, 1997 AFTER PRE-TRIAL CONFERENCE IN THE ABOVE AND THERE BE OUTSTANDING OMNIBUS PRE-TRIAL MOTION NOT HEARD, THE CRIMINAL TRIAL SCHEDULED IN THE ABOVE FOR JUNE 9, 1997 IS CONTINUED. SHALL BE PLACED ON THE NEXT AVAILABLE CRIMINAL TRIAL LIST.(JCM) (KCC:6/5/97C:DA,DEF,ATTY, PROB

1	06/06/1997		Migrated, Filer
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NOTICE

NOTICE OF HEARING SCHEDULED FOR 07/02/97 AT 9:45 AM - OMNIBUS PRE-TRIAL

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 7 of 11

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	06/27/1997		Migrated, Filer
SUPPLEME. SUPPLEMENTAL OMNIBUS PRE-TRIAL MOTION FILED BY ATTORNEY FOR DEFENDANT. 2C:SH (MG)			
1	07/01/1997		Migrated, Filer
PLEA ORDER OF JUNE 30, 1997 HAVING ENTERED A GUILTY PLEA TO (2) COUNTS OF ACCIDENT INVOLVING DEATH OR INJURY BY UNLICENSED OPERATOR, EACH(F_3),(2) COUNTS OF AGGRAVATED ASSAULT BY MOTOR VEHICLE WHILE DRIVING UNDER THE INFLUENCE EACH(F-2),& DUI (M-2) & DRIVING WHILE SUSPENDED OR REVOKED AS A SECOND OR SUBSEQUENT OFFENSE(SUMMARY) AND (2) COUNT OF RECKLESS ENDANGERING ANOTHER PERSON, EACH (M-2). SENTENCING SET FOR AUGUST 18, 1997 AT 1:00 PM. PROBATION TO PREPARE A PRE-SENTENCE REPORT AND VICTIM'S IMPACT STATEMENT. SHALL UNDERGO CRN BY BRADFORD/SULLIVAN D&A. (JCM)(KC)7/10/97C:DA, DEF,ATTY,PROB,D&A			
1	08/20/1997		Migrated, Filer
SENTENCING ORDER OF COURT FILED DATED AUGUST 18, 1997 SENTENCING DEFENDANT AS FOLLOWS: AGG. ASSAULT BY MOTOR VEHICLE WHILE UNDER THE INFLUENCE--PAY COSTS, RESTITUTION OF \$83,894.95 AND UNDERGO IMPRISONMENT FOR 30-120 MONTHS; SECOND COUNT OF AGGRAVATED ASSAULT BY MOTOR VEHICLE WHILE UNDER THE INFLUENCE--PAY RESTITUTION OF \$18,347.62 AND UNDERGO IMPRISONMENT FOR 30-120 MONTHS;ACCIDENT INVOLVING INJURY BY UNLICENSED OPERATOR--UNDERGO IMPRISONMENT THE 15-30 MONTHS; ON SECOND COUNT OF ACCIDENT INVOLVING INJURY BY UNLICENSED OPERATOR--UNDERGO IMPRISONMENT FOR 15-30 MONTHS. SENTENCES TO RUN CONSECUTIVELY TO EACH OTHER AND TO BE SERVED IN A STATE CORRECTIONAL FACILITY. NO FURTHER SENTENCES IMPOSED FOR THE OTHER CHARGES DEFENDANT PLEADED GUILTY TO AS THEY ALL MERGE FOR PURPOSES OF SENTENCING. DISMISS ANY REMAINING CHARGES. C:DEF., DA, PROB., COUNSEL, ST. POL. (JCM)(MGD)(8/20/97)			
1	08/21/1997		Migrated, Filer
JUDGMENT JUDGMENT ENTERED BY BRADFORD COUNTY PROBATION DEPT. IN ACCORDANCE WITH ACT 1996-3 FOR FINES, COSTS, RESTITUTION AND FEES. TRANSCRIPT PREPARED AND NOTICE FORWARDED TO DEFT. (9:00 A.M.) DEBT: \$102,676.57 PLUS INTEREST AND COSTS. (DC)			
1	09/16/1997		Migrated, Filer
APPEAL NOTICE OF APPEAL OF ORDER ENTERED AUGUST 18, 1997 FILED. C:SUP. CT. (MGD)			
1	09/18/1997		Migrated, Filer
ORDER ORDER OF SEPTEMBER 18, 1997 A NOTICE OF APPEAL FILED IN THE ABOVE, THE APPELLANT SHALL FORTHWITH WITHIN 14 DAYS FILED A CONCISE STATEMENT OF MATTERS COMPLAINED OF ON APPEAL. (JCM)(KC)DA,DEF,ATTY			

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET****Docket Number: CP-08-CR-0000716-1996****CRIMINAL DOCKET**

Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 8 of 11

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	10/03/1997		Migrated, Filer
STENO. STENOGRAPHER'S NOTES OF TESTIMONY FOR SENTENCING HEARING HELD AUGUST 18, 1997 LODGED. (MGD)			
2	10/03/1997		Migrated, Filer
AFFIDAVIT AFFIDAVIT OF JULIE LUNDQUIST FILED. (MGD)			
1	10/07/1997		Migrated, Filer
STATEMENT CONCISE STATEMENT OF MATTERS COMPLAINED OF ON APPEAL FILED BY ATTORNEY FOR DEFENDANT. 4C:SH (MGD)			
1	10/10/1997		Migrated, Filer
NOTICE SUPERIOR COURT DOCKETING STATEMENT FILED. #00906HBG97. (MGD)			
2	10/10/1997		Migrated, Filer
STATEMENT STATEMENT PURSUANT TO RULE 1925 (A) OF THE PENNSYLVANIA RULES OF APPELLATE PROCEDURE. (JCM)(KC):DA,DEF,SH			
1	10/14/1997		Migrated, Filer
STENO. STENOGRAPHER'S NOTES OF TESTIMON FOR SENTENCING HEARING HELD AUGUST 18, 1997 FILED. (MGD)			
1	05/12/1998		Migrated, Filer
SUP.CT.OR. ORDER OF SUPERIOR COURT FILED DATED MARCH 25, 1998 AFFIRMING JUDGMENT OF COURT OF COMMON PLEAS. (MGD)			
1	12/27/2000		Migrated, Filer
MOTION MOITION TO VACATE ORDER AUTHORIZING THE PAYMENT OF COSTS AND FINES PURSUANT TO ACT 84 FILED BY DEFENDANT. 3C:DEF. (12/27/2000)			

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET****Docket Number: CP-08-CR-0000716-1996****CRIMINAL DOCKET****Court Case**

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 9 of 11

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	01/31/2001		Migrated, Filer
MOTION			
MOTION FOR A STAY OF COLLECTION OF MONIES OF ACT 84 FILED BY DEFENDANT. NO COPIES (MGD) (01/31/2001)			
1	02/01/2001		Migrated, Filer
ORDER			
ORDER OF COURT FILED DATED JANUARY 31, 2001 DENYING MOTION FOR STAY OF COLLECTIONS OF MONIES UNDER ACT 84. C:DEF., DA, COLL. (JCM) (MGD) (02/06/2001)			
1	03/02/2001		Migrated, Filer
APPEAL			
NOTICE OF APPEAL OF ORDERS ENTERED JANUARY 31, 2001 AND FEBRUARY 5, 2001 FILED. C:SUP. CT. (SEE 86CR003291 FOR FILING.) (MGD) (03/02/2001)			
1	03/07/2001		Migrated, Filer
STATEMENT			
STATEMENT OF THE COURT PURSUANT TO RULE 1925(A) FILED. C:DEF., DA, (JCM)			
1	03/15/2001		Migrated, Filer
NOTICE			
SUPERIOR COURT DOCKETING NOTICE FILED. #379MDA2001. (MGD) (03/15/2001)			
1	10/04/2001		Migrated, Filer
MISCELL.			
DEFENDANTS FILED RETURNED FROM SUPERIOR COURT OF PA, ALONG WITH DECISION TO REJECT THE APPELLANT'S ARGUMENT THAT DEDUCTIONS FROM HIS ACCOUNT ARE BEING MADE WITHOUT STATUTORY AUTHORITY. (PLL) (10/09/2001)			
1	06/12/2007		Baker, Ronald James
Do Not Pursue Delinquency			
1	09/26/2007		Baker, Ronald James
Pursue Delinquency			
1	01/28/2011		Court of Common Pleas - Bradford County
Payment Plan Introduction Letter			

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 10 of 11

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	01/28/2011		Court of Common Pleas - Bradford County
Payment Plan Introduction Letter			
08-2011-P000000115	Monthly	02/28/2011	Yes No
Baker, Ronald James			
Payment Plan History:			
Receipt Date	Payor Name	Participant Role	Amount
08/04/2005 Payment	Baker, Ronald James	Defendant	\$35.00
09/06/2005 Payment			\$35.00
01/18/2006 Payment			\$27.38
02/14/2006 Payment	Dept. Of Corrections	Payor	\$98.40
03/14/2006 Payment	Dept. Of Corrections	Payor	\$3.35
04/20/2006 Payment	Dept. Of Corrections	Payor	\$33.00
05/16/2006 Payment	Dept. Of Corrections	Payor	\$14.56
06/20/2006 Payment	Dept. Of Corrections	Payor	\$8.26
07/20/2006 Payment	Dept. Of Corrections	Payor	\$16.82
09/08/2006 Payment	Dept. Of Corrections	Payor	\$25.82
10/10/2006 Payment	Dept. Of Corrections	Payor	\$38.88
11/21/2006 Payment	Dept. Of Corrections	Payor	\$14.08
12/05/2006 Payment	Dept. Of Corrections	Payor	\$14.99
12/28/2006 Payment			\$7.73
01/23/2007 Payment	Dept. Of Corrections	Payor	\$64.72
02/23/2007 Payment	Dept. Of Corrections	Payor	\$10.10
03/27/2007 Payment	Dept. Of Corrections	Payor	\$21.22
04/26/2007 Payment	Dept. Of Corrections	Payor	\$60.00
04/27/2007 Payment	Dept. Of Corrections	Payor	\$32.00
05/30/2007 Payment	Dept. Of Corrections	Payor	\$37.80
07/02/2007 Payment	Dept. Of Corrections	Payor	\$8.40
08/07/2007 Payment	Dept. Of Corrections	Payor	\$29.20
08/27/2007 Payment	Dept. Of Corrections	Payor	\$13.40
10/05/2007 Payment	Dept. Of Corrections	Payor	\$9.13
11/07/2007 Payment			\$9.33
01/02/2008 Payment	Baker, Ronald James	Defendant	\$25.00
08/17/2009 Payment	Baker, Ronald James	Defendant	\$25.00
09/28/2009 Payment			\$25.00
10/27/2009 Payment			\$25.00

COURT OF COMMON PLEAS OF BRADFORD COUNTY**DOCKET**

Docket Number: CP-08-CR-0000716-1996
CRIMINAL DOCKET
Court Case

Commonwealth of Pennsylvania

v.

Ronald James Baker

Page 11 of 11

CASE FINANCIAL INFORMATION

Last Payment Date: 10/27/2009

Total of Last Payment: -\$1.50

Baker, Ronald James Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Commonwealth Cost - HB627 (Act 167 of 1992)	\$13.12	\$0.00	\$0.00	\$0.00	\$13.12
County Court Cost (Act 204 of 1976)	\$19.14	\$0.00	\$0.00	\$0.00	\$19.14
Clerks Fee (Bradford)	\$117.32	-\$62.28	\$0.00	\$0.00	\$55.04
Crime Victims Compensation (Act 96 of 1984)	\$60.00	-\$60.00	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$40.00	\$0.00	\$0.00	\$0.00	\$40.00
State Court Costs (Act 204 of 1976)	\$8.74	\$0.00	\$0.00	\$0.00	\$8.74
Victim Witness Service (Act 111 of 1998)	\$60.00	-\$60.00	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$5.00	-\$5.00	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund (158 of 1994)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Catastrophic Loss Fund (Act 24 of 1989)	\$120.00	\$0.00	\$0.00	\$0.00	\$120.00
State Writ Tax (Bradford)	\$0.50	\$0.00	\$0.00	\$0.00	\$0.50
Costs/Fees Totals:	\$448.82	-\$187.28	\$0.00	\$0.00	\$261.54
Restitution					
Restitution	\$102,242.57	-\$61.38	\$0.00	\$0.00	\$102,181.19
Restitution Totals:	\$102,242.57	-\$61.38	\$0.00	\$0.00	\$102,181.19
Grand Totals:	\$102,691.39	-\$248.66	\$0.00	\$0.00	\$102,442.73

** - Indicates assessment is subrogated

COUNTY OF: BRADFORD

Magisterial District Number: 42-3-03

District Justice Name: Hon.

James POWELL

Address: 701 S. 4th St.
Towanda, Pa. 18848

Telephone: (717) 268-5057

Docket No.: CR-247-96

Date Filed: 10/15/96

OTN: E 690923-2

Defendant's Race/Ethnicity

 White Asian Black Unknown Hispanic Native American Male

Defendant's Sex

 Female Male

Defendant's D.O.B.

01/23/61

Defendant's Social Security Number

160520621

NAME and ADDRESS

Ronald James BAKER, W.M.
515 2nd St.
Towanda, PA 18848

DEFENDANT

CRIMINAL COMPLAINT
CR-247-96
COMMONWEALTH OF PENNSYLVANIA

VS.

Defendant's A.K.A.

Defendant's Vehicle Information

Plate Number

State

Registration Sticker (MM/YY)

State

Defendant's Driver's License Number

State

UO/Offense Code

210

Complaint/Incident Number

Complaint/Incident Numbers & other Participants

P5-351138

District Attorney's Office Approved Disapproved because:
(This district attorney may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing)
Pa.R.C.P. 107.

(Name of Attorney for Commonwealth - Please Print or Type) Tpr. Jeffrey P. SREDENSCHEK (Signature of Attorney for Commonwealth) 6866 (Date)

(Name of Officer - Please Print or Type) PA STATE POLICE-TOWANDA STATION (Officer Badge Number/A.O.)

(Identify Department or Agency Represented and Political Subdivision) PAPSP8500 (Police Agency O&I Number) (Originating Agency Case Number)

do hereby state: (check the appropriate box)

1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as

I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe with violating the penal laws of the Commonwealth of Pennsylvania at SR 2004 approx 200' north of SR2006, Towanda Twp. (Place/Political Subdivision)

In BRADFORD, PA County on or about 09/29/96 approx 1630hrs

Participants were: (If there were participants, place their names here, repeating the name of above defendant)
Ronald James BAKER

2. The acts committed by the accused were:

(Not forth a summary of the facts sufficient to advise the defendant of the nature of the offense charged. A citation to the statute allegedly violated without more, is not sufficient. In a summary case, you must cite the specific section and sui section of the statute or ordinance allegedly violated.)

SEE PAGE 2 OF 5

continued page 2

2#

Defendant's Name:

Ronald James BAKER

Jacket Number:

CR-247-96



CRIMINAL COMPLAINT

3 counts Aggravated Assault by Vehicle while driving under the influence.

Graded as a Felony two(2) (i.e. one count each for Kim BENJAMIN,
Chelsea BRENNER & Richard BENJAMIN) Sec.3739.1.(a).

To wit: The defendant did negligently cause serious bodily injury
to other persons v. to the result of a violation of section 3731.

Accidents involving death or personal injury shall not expressly be charged.
Graded as a Felony three(3) (i.e. one count each for Kim BENJAMIN,
Chelsea BRENNER, & Richard BENJAMIN) Sec. 3742.1.(a).

To wit: The defendant was the driver of a vehicle and caused an
accident resulting in injury or death of any person and whose operating
privilege at the time of the accident is canceled, revoked or suspended
pursuant to section 1532 and not restored or who at the time of the
accident had not been issued a valid driver's license.

1 count Driving Under the Influence of Alcohol.

Graded as a Misdemeanor two(2) Sec. 3731(a)(1)(4)

To wit: the defendant did operate and was in actual physical control
of the movement of a motor vehicle while under the influence of alcohol
to a degree which renders a person incapable of safe driving and while
the amount of alcohol by weight in the blood of the person is .10% or
greater. BAKERS B.A.C.-.125%

1 count Reckless Driving.

Graded as a Summary Offense Sec. 3736(a)

To wit: In that the defendant did operate a motor vehicle in a willful
or wanton disregard for the safety of persons or property.

"CONTINUED"

all of which were against the peace and dignity of the Commonwealth of Pennsylvania and contrary to the Act
of Assembly, or in violation of

1	<u>3735.1.</u> <small>(Section)</small>	<u>(a)</u> <small>(Subsection)</small>	of the	<u>TITLE 75</u> <small>(PA Statute)</small>	<u>3</u> <small>(counts)</small>
2	<u>3742.1.</u> <small>(Section)</small>	<u>(a)</u> <small>(Subsection)</small>	of the	<u>TITLE 75</u> <small>(PA Statute)</small>	<u>3</u> <small>(counts)</small>
3	<u>3731</u> <small>(Section)</small>	<u>(a)(1), (4)</u> <small>(Subsection)</small>	of the	<u>TITLE 75</u> <small>(PA Statute)</small>	<u>1</u> <small>(counts)</small>
4	<u>3736</u> <small>(Section)</small>	<u>(a)</u> <small>(Subsection)</small>	of the	<u>TITLE 75</u> <small>(PA Statute)</small>	<u>1</u> <small>(counts)</small>

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made. (In order for a warrant of arrest to issue, the attached affidavit of probable cause must be completed and sworn to before the issuing authority.)
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. S 4904) relating to unsworn falsification to authorities.

OCTOBER 15

, 1992

TPR - [Signature]

Signature of Attorney

AND NOW, on this date 10/15, 1992, I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed in order for a warrant to issue.

42-3-03

Magisterial District

4OPC 412-A/06

Resolving Authority

SEAL

CONTINUATION OF CRIMINAL COMPLAINT

CR-247-96

DEFENDANT'S NAME: Ronald James BAKER

COMM OF PA
Bradford Co.

DOCKET NUMBER:

PA VEHICLE CODE TITLE 18

1 count Driving While Operating Privilege is suspended or revoked.
Graded as a Summary Offense Sec. 1543(a) Second or subsequent offense Section 6503.

To wit: In that the defendant did operate a vehicle on a highway or trafficway of this Commonwealth after the commencement of a suspension, revocation or cancellation of the operating privilege and before the operating privilege has been restored.

1 count Drivers required to be licensed.

Graded as a Summary Offense Sec. 1501(a)

To wit: In that the defendant did operate a vehicle on a Commonwealth highway without a valid driver's license.

1 count Careless Driving.

Graded as a Summary Offense Sec. 3714

To wit: In that the defendant did operate a motor vehicle in a careless disregard for the safety of persons or property.

1 count Limitations on overtaking on the left.

Graded as a Summary Offense Sec. 3305

To wit: In that the defendant did drive to the left of the center or marked center line of the roadway in overtaking and passing another vehicle proceeding in the same direction unless the left side is clearly visible and free of oncoming traffic for a sufficient distance, the left side was not free of oncoming vehicles and BAKER did hit another vehicle.

1 count Meeting vehicle proceeding in opposite direction.

Graded as Summary Offense Sec. 3302

To wit: In that the defendant did fail to stay to the right of a roadway while proceeding in opposite directions of another vehicle and pass to the right.

1 count No-passing zone.

Graded as a Summary Offense Sec. 3307(b)

To wit: In that the defendant did drive on the left side of the roadway within a no-passing zone and attempt to pass vehicles.

1 count Driving on roadways lane for traffic.

Graded as a Summary Offense Sec. 3309(1)

To wit: In that the defendant did fail to stay as nearly as practicable entirely within a single lane and did move from that lane without doing so safely.

OCTOBER 15, 1996

OCTOBER 15, 1996

Tony J. Kelly P. S. 247-96

Attala County
Court House

CR-247-96

CONTINUATION OF CRIMINAL COMPLAINT

DEFENDANT'S NAME: Ronald James BAKER

COMM OF PA

DOCKET NUMBER:

Bradford Co.

Pennsylvania Consolidated Statutes(TITLE 18 Crimes Code)

3 counts Aggravated Assault.

Graded as a Felony one(1)(i.e. one each for Kim BENJAMIN,Chelsea BRENNER, & Richard BENJAMIN)SEC.2702(a)(1)

To wit: In that the defendant did attempt to cause serious bodily injury to another,or cause such injury intentionally,knoingly or recklessly under circumstances manifesting extreme indifference to the value of human life.

6 counts Recklessly endangering another person.

Graded as a Misdemeanor two(2)(one count each for Kim BENJAMIN, Chelsea BRENNER, Richard BENJAMIN,David SHORES,Fred VANDERPOOL, & Richard VANDERPOOL) Sec 2705

To Wit: In that the defendant did recklessly engage in conduct which places or may place another person in danger of death or serious bodily injury.

3 count Simple Assault.

Graded as a Misdemeanor two(2)(one count each for Kim BENJAMIN, Chelsea BRENNER,& Richard BENJAMIN) Sec 2701(a)(1)

To wit: In that the defendant did attempt to cause or intentionally knowingly or recklessly causes bodily injury to another.

OCTOBER 15, 1996

OCTOBER 15, 1996

TPR *[Signature]* Esq. Englehardt
[Signature]

Defendant's Name:	BAKER, RONALD JAMES
Docket Number:	CR-247-96

POLICE
CRIMINAL COMPLAINT



AFFIDAVIT of PROBABLE CAUSE

This officer has been advised by Trooper Christopher Wegrynowicz that he investigated a three vehicle collision in Tarentola Township, Bradford City, Pennsylvania, on September 24, 1996. The said Trooper determined that the collision occurred at approximately 16:30 hrs. He further reported that the defendant, Ronald J. Baker, was the operator of a white Hyundai automobile bearing New York registration number J492XJ. Wegrynowicz further reported that Baker attempted to pass a vehicle operated by Richard Vandepoel in a no passing zone on Glen Road and in the process struck the oncoming vehicle operated by Kimberly Benjamin in a head on manner. Benjamin had two passengers, Chelsie Brenner and Richard Benjamin. Baker had a passenger in his vehicle, being David Shores. Vandepoel's vehicle contained one passenger, Fred Vandepoel. Wegrynowicz reported that Kim Benjamin, Chelsie Brenner, and Richard Benjamin were seriously injured. David Shores was also injured in the three car collision.

Mike Thien, a paramedic for Tarentola Hospital, responded to the crash site and treated Baker. Thien reported Baker emitted a strong odor of an alcoholic beverage. Blood alcohol concentration test results were obtained from Tarentola Memorial Hospital indicating that Baker had a B.A.C. of 0.125% after his crash.

An official Penn. D.O.T. driver's record showed that Baker was unlicensed and under suspension on September 29, 1996.

I, TRO. JEFFREY P. SREDENSKER, BEING DULY SWORN ACCORDING TO LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Tro. Jeffrey P. Sredenker
Signature of Affiant

Sworn to me and subscribed before me this 15th day of OCTOBER, 1996.

10/15/96 Date Jeffrey P. Sredenker, District Justice

My commission expires first Monday of January, 2000.

SEAL

10/15/96
42-3-03DISTRICT JUSTICE SYSTEM
COMMONWEALTH OF PENNSYLVANIAPAGE 1
ADDITIONAL CHARGES

WARRANT OF ARREST

CR-0000247-96

COMMONWEALTH OF PENNSYLVANIA
VS
BAKER, RONALD JAMES

CHARGE	DESCRIPTION	OFFENSE DATE
75 §3742.1 SSA (3 COUNTS) ACCIDENTS CAUSING INJURY WHILE NOT PROPERLY		9/29/96
75 §3731 SSA1* DUI UNSAFE DRIVING		9/29/96
75 §3731 SSA4* DUI BAC GREATER THAN .10, BAC .125		9/29/96
75 §3736 SSA RECKLESS DRIVING		9/29/96
75 §1543 SSA OPERATOR LIC SUSPENDED 2ND OF SUBSEQUENT OFFENSE		9/29/96
75 §1501 SSA DRIVERS REQUIRED TO BE LICENSED		9/29/96
75 §3714 SS CARELESS DRIVING		9/29/96
75 §3305 SS LIMITATIONS ON OVERTAKING ON THE LEFT		9/29/96
75 §3302 SS MEETING OF VEHICLES PROCEEDING IN OPPOSITE DIRECT		9/29/96
75 §3307 SS NO PASSING ZONES		9/29/96
75 §3309 SS1 DRIVING ON ROADWAYS LANED FOR TRAFFIC		9/29/96
18 §2702 SSA1 (3 COUNTS) AGGRAVATED ASSAULT		9/29/96
18 §2705 SS (6 COUNTS) RECKLESSLY ENDANGERING		9/29/96
18 §2701 SSA1 SIMPLE ASSAULT		9/29/96

COMMONWEALTH OF PENNSYLVANIA : IN THE COURT OF COMMON PLEAS

v.

: BRADFORD COUNTY, PENNSYLVANIA

RONALD JAMES BAKER

: NO. 96 CR 000 716

: : : : : : : : : : : : : : : : : :

O R D E R

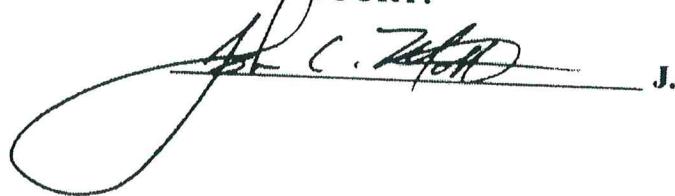
AND NOW, this 30th day of June, 1997, the Defendant having appeared in open court and having tendered a plea of guilty to two counts of Accident Involving Death or Injury by Unlicensed Operator, each of which is a felony of the third degree; to two counts of Aggravated Assault by Motor Vehicle While Driving Under the Influence, each of which is a felony of the second degree; to one count of Driving Under the Influence of Alcohol, a misdemeanor of the second degree; to one count of Driving While Operating Privilege is Suspended or Revoked, as a second or subsequent offense, a summary offense; and to two counts of Recklessly Endangering Another Person, each of which is a misdemeanor of the second degree, the Court schedules sentencing thereon for August 18, 1997 at 1:00 p.m., Number 4, at which time the Defendant and his counsel are directed to appear. The Probation Office is ordered to prepare a pre-sentence investigation report and a Victim's Impact Statement, if appropriate, in anticipation of sentencing at that time. The Court reserves ruling on whether it will accept the Defendant's plea and the plea agreement until the time of sentencing. At the time of sentencing, the Court will also consider the Commonwealth's motion for the dismissal of the remaining charges filed against the

#3

defendant in this matter.

Furthermore, the Defendant is directed to immediately undergo a CRN evaluation to be performed by the Bradford/Sullivan County Drug and Alcohol Program.

BY THE COURT:



J.

JCM/jl
Attn: Court Administrator
Probation

COMMONWEALTH OF PENNSYLVANIA : IN THE COURT OF COMMON PLEAS

v.

: BRADFORD COUNTY, PENNSYLVANIA

RONALD JAMES BAKER

: NO. 96 CR 000 716

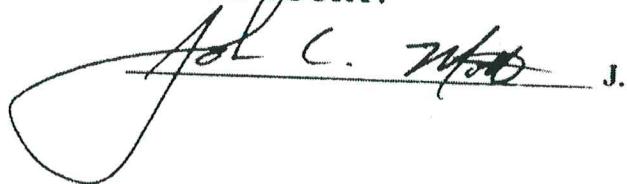
O R D E R

AND NOW, this 18th day of August, 1997, on the first count of Aggravated Assault by Motor Vehicle While Driving Under the Influence of Alcohol, the Defendant is sentenced to pay the costs, to pay all mandatory and discretionary charges, to make restitution of eighty-three thousand eight-hundred and ninety-four dollars and ninety-five cents (\$83,894.95), and to undergo imprisonment for a period of not less than thirty (30) months nor more than one-hundred twenty (120) months. On the second count of Aggravated Assault by Motor Vehicle While Driving Under the Influence of Alcohol, the Defendant is sentenced to make restitution of eighteen-thousand three-hundred and forty-seven dollars and sixty-two cents (\$18,347.62), and to undergo imprisonment for a period of not less than thirty (30) months nor more than one-hundred and twenty (120) months. On the first count of Accident Involving Injury by Unlicensed Operator, the Defendant is sentenced to undergo imprisonment for a period of not less than fifteen (15) months nor more than thirty (30) months. On the second count of Accident Involving Injury by Unlicensed Operator, the Defendant is sentenced to undergo imprisonment for not less than fifteen (15) months nor more than thirty (30) months. These sentences shall run

#4

consecutively with each other. It is the intention of the Court hereby that the Defendant's total period of confinement shall be not less than seven and one-half (7 ½) years nor more than twenty-five (25) years, and he shall stand committed in a state correctional institution until the said sentence is served in full. No further sentences are imposed for the other charges that the Defendant pleaded guilty to as they all merge for sentencing purposes with one or more of the foregoing charges. The Court hereby grants the Commonwealth's motion and dismisses any remaining charges filed against the Defendant in this matter.

BY THE COURT:



J.

JCM/ji

COMMONWEALTH OF PENNSYLVANIA : IN THE COURT OF COMMON PLEAS

vs

: **BRADFORD COUNTY, PENNSYLVANIA**

RONALD JAMES BAKER

: NO. 96 CR 000716

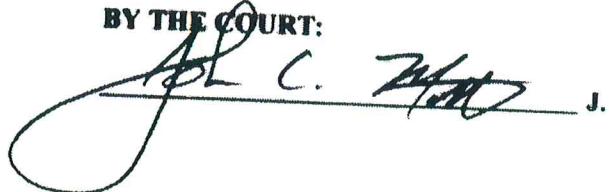
ORDER

AND NOW, this 18th day of September, 1997, a Notice of Appeal in the above-captioned matter having been filed on the 16th day of September, 1997, the Appellant shall forthwith, and within fourteen (14) days of the date of this Order, file of record in the lower court, and serve on the trial judge, a concise statement of matters complained of on appeal pursuant to Pa. R.A.P. 1925(b), and a full and complete brief in support thereof. Failure to comply with such direction may be considered by the Appellate Court as a waiver of all objections to the Order, ruling or other matters complained of.

Appellant shall forthwith order, if he has not already done so, any transcript required for the purpose of transmission to the Appellate Court and shall make any necessary payment or deposit therefor.

Appellant shall remain responsible for the transcript preparation throughout the Appellate process. Appellant is specifically directed to the provisions and potential sanctions of Pa. R.A.P. 1911(d) and comments thereto.

BY THE COURT:

 J.

cc: Court Administrator
Clerk of Courts

#5

COMMONWEALTH : IN THE COURT OF COMMON PLEAS
vs. : OF BRADFORD COUNTY PENNSYLVANIA
RONALD JAMES BAKER : NO. 96 CR 000716

CONCISE STATEMENT OF MATTERS
COMPLAINED OF ON APPEAL

TO THE HONORABLE JUDGES OF THE ABOVE NAMED COURT:

NOW COMES Appellant, Ronald James Baker, by and through counsel, Susan E. Hartley, and respectfully represents as follows:

1. Ronald James Baker is the Defendant/Appellant in the above-captioned case.
2. On or about August 18, 1997, this Honorable Court sentenced Appellant to a period of confinement of not less than ~~even and one-half (7 1/2) years nor more than twenty-five (25)~~ years to be served in a State Correctional Institution.
3. Appellant avers that the maximum sentence imposed by the Court is unduly excessive, unreasonable and constitutes an abuse of the Sentencing Court's discretion.

Respectfully submitted,


Susan E. Hartley

*6

COMMONWEALTH : IN THE COURT OF COMMON PLEAS
Vs. : OF BRADFORD COUNTY PENNSYLVANIA
RONALD JAMES BAKER : NO. 96 CR 000716

:::

BRIEF IN SUPPORT OF CONCISE
STATEMENT OF MATTERS COMPLAINED
OF ON APPEAL

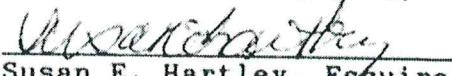
I.

Defendant/Appellant avers that the maximum sentence imposed by the Sentencing Court is unduly excessive, unreasonable, and constitutes an abuse of the Sentencing Court's discretion. The Sentencing Court did not fully consider the circumstances of the Defendant, including his age, education, and capacity for rehabilitation. The Sentencing Court did not specifically state reasons in support of the imposition of consecutive sentences on the offenses. Since the Trial Court did have discretion in determining whether to sentence the Defendant to consecutive or to concurrent sentences, the Court is required to state on the record at the time of sentencing the reasons for imposing consecutive sentences. Commonwealth vs. Button, 322 Pa. 239, 481 A.2d 342 (1984). The Court did not impose the sentence that is the minimum sentence consistent with the protection needs of the public, the gravity of the offense and the rehabilitative needs of the Defendant as is required in Commonwealth vs. wicks, 265 Pa. Super. 305, 401 A.2d 1223 (1979).

The Court may not, as this Sentencing Court seemed to do, base its sentence solely upon the seriousness of the injuries inflicted upon the victims. Commonwealth vs. Butch, 487 Pa. 30, 407 A.2d 1302 (1979). The Pennsylvania Judiciary is firmly committed to the "prevalent modern philosophy of penology that the punishment should fit the offender and not merely the crime". North Carolina vs. Pearce, 395 U.S. 711, 89 S. Ct. 2072, 23 L. Ed. 2d 656 (1969).

Although none of the individual sentences imposed against the Defendant/Appellant is in excess of the statutory maximum, Defendant/Appellant urges that the aggregation of said sentence is so manifestly excessive as to inflict too severe a punishment. The sentence imposed by the Sentencing Court demands punishment stripped of all rehabilitative beneficence, contrary to Commonwealth vs. Parrish, 340 Pa. Super. 528, 490 A.2d 905 (1985).

Respectfully submitted,


Susan E. Hartley, Esquire